IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE KURIAN JOSEPH
&
THE HONOURABLE MR. JUSTICE HARUN-UL-RASHID

WEDNESDAY, THE 24TH OCTOBER 2007 / 2ND KARTHIKA 1929

LA.App.No. 404 of 2002

L.A.R. 315/1998 OF PRINCIPAL SUB COURT,
NORTH PARAVUR.

APPELLANT/RESPONDENT:

STATE OF KERALA.

BY GOVERNMENT PLEADER SMT. K.R. DEEPA.

RESPONDENTS/CLAIMANTS:
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1. **POLACHAN, S/O. DEVASSY,**
   POOVELY, NAYATHODE, ANGAMALY VILLALGE.

2. **BABU, S/O. DEVASSY, POOVELY,**
   NAYATHODE, ANGAMALY VILLALGE.

3. **KOCHI INTERNATIONAL AIRPORT SOCIETY,**
   ANGAMALY.

   BY ADV. SRI. N.N. SUGUNAPALAN, SC, KIAS LTD.

THIS LAND ACQUISITION APPEAL HAVING BEEN FINALLY HEARD ON 24/10/2007, ALONG WITH L.A.A. 463/2002 AND CONNECTED CASES, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

KURIAN JOSEPH & HARUN-UL-RASHID, JJ.

L.A.A. NOs. 404, 463, 1023, 1065, 1284 & 1591 OF 2002

Dated this the 24th day of October, 2007.

J U D G M E N T

Kurian Joseph, J.

These are appeals filed by the State aggrieved by the enhancement of compensation in the matter of acquisition for the Kochi International Airport, Nedumbassery.

2. The reference court has granted enhancement at the rate of 45% over the value fixed by the Land Acquisition Officer. This Court in L.A.A. No. 412/2001 and connected cases has sustained the land value by granting enhancement at the rate of 45% over the value fixed by the Land Acquisition Officer.

Therefore, the appeals filed by the State are dismissed. Learned counsel for some other respondents submit that in some of the cases they have not been granted interest on solatium. Being a settled position we make it clear that the claimants shall be entitled to interest on solatium.

KURIAN JOSEPH
JUDGE

HARUN-UL-RASHID
JUDGE

smp

KURIAN JOSEPH &
HARUN-UL-RASHID, JJ.

L.A.A. NOs. 404, 463, 1023,
1065, 1284 & 1591 OF 2002

J U D G M E N T

24.10.2007